

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re application of:
Wright et al.

Application No.: 09/415,696

Filed: October 12, 1999

For: RECLOSABLE FASTENER
PROFILE SEAL AND METHOD OF
FORMING A FASTENER PROFILE
ASSEMBLY

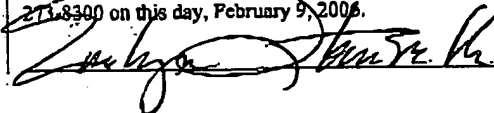
Examiner: Jes Pascua

Group Art Unit: 3727

Our File No.: 21276.00.9044

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MAIL STOP Appeal Brief-Patents, Commissioner of Patents at (571)
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COMMUNICATION

In response to the telephone communication with Tina Lee, Appellant is submitting herewith the Evidence Appendix and the Related Proceedings Appendix for the above identified matter.

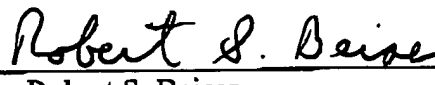
Date:

2/9/06

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Respectfully submitted,

By:



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Registration No. 28,687

ix. Evidence Appendix

Evidence entered by the Examiner and relied on by appellant:

1. U.S. Patent No. 5,071,689 issued to Paul A. Tilman cited by the Examiner in the Office Action of October 24, 2003;
2. Declaration of Tilman submitted September 10, 2003 and entered by the Examiner on October 24, 2003;
3. *Webster's New Collegiate Dictionary*, specifically, the definition of "airtight" cited in the Applicant's Amendment filed on August 30, 2004, not entered by the Examiner, but cited in the Examiner's Answer of September 28, 2005;
4. U.S. Patent No. 3,986,914 issued to Howard cited by the Examiner in the Office Action of October 24, 2003;
5. U.S. Patent No. 6,033,113 issued to Anderson cited by the Examiner in the Office Action of October 24, 2003;
6. *Webster's New Collegiate Dictionary*, specifically, the definition of "barrier" as cited in the Appellant's Reply Brief submitted on November 21, 2005.

X. Related proceedings appendix.

Appeal No. 2003-0068 filed June 17, 2002. Appellant includes:

The inventors - Donald K. Wright, Christine Pemberton, and James Hankins

The Assignee - Com-Pac International, Inc.

Legal Representative - Robert S. Beiser

Application No. 09/415,696.